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Attorney's Docket No.: 14875-102US1 / C1-106PCT-10510N

DEP/REF  
Room 307

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2004 JUL -1 PM 12:35

Applicant : Toshio Kitamura et al.  
Serial No. : 10/092,925  
Filed : March 6, 2002  
Title : TSG-LIKE GENE

Art Unit : 1646  
Examiner : Janet L. Andres

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR REFUND

On April 22, 2004, Applicants paid the excess claim fees in an Amendment in Reply to Action of March 25, 2004 in the amount of \$994 by way of an enclosed check.

On May 31, 2004, a fee in the amount of \$270 was charged to Fish & Richardson's Deposit Account No. 06-1050.

After amendment, 46 claims are pending in this application, 11 of which are independent. Upon filing the application, one excess claim fee in the amount of \$18 was paid for by way of check number 144393. Upon filing the Amendment on April 22, 2004, fees for 17 excess claims and 8 independent claims were paid for in the amount of \$994 by way of check number 173223. Thus, the fees paid were deficient in the amount of \$144 (8 claims x \$18).

Adjustment date: 08/03/2004  
05/12/2004 LPENDER 00000001 061050 10092925  
01 FC:1202 270.00 GR

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit

Signature

Typed or Printed Name of Person Signing Certificate

2004 EEKUBAY1 00000005 061050 10092925  
1202 126.00 DA

08/03/2004 EEKUBAY1 00000005 10092925  
01 FC:1202 126.00 DA

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Accordingly, the charge of \$270 to Deposit Account No. 06-1050 was improper, as only \$144 was due. Applicants respectfully request that the overcharged amount of \$126 be refunded to Fish & Richardson's Deposit Account No. 06-1050 as a credit, referencing Attorney Docket No: 14875-102US1.

Respectfully submitted,

Date: June 22, 2004

Fish & Richardson P.C.  
225 Franklin Street  
Boston, MA 02110-2804  
Telephone: (617) 542-5070  
Facsimile: (617) 542-8906

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Marcos P. Rivas  
Reg. No. 54,401  
For  
Janis K. Fraser, Ph.D., J.D.  
Reg. No. 34, 819

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PATENT MAINTENANCE  
DIVISION